

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:
John E. Sims and Dirk E. Smith

Docket No.: 0317-US

Serial No.: 09/763,498

Group Art Unit: 1647

Filing Date: May 15, 2001

Examiner: F. Hamud

For: HUMAN IL-1 EPSILON DNA AND POLYPEPTIDES

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

JUL 21 2003

TECH CENTER 1600/2900

Dear Sir:

Pursuant to the duty of disclosure as set forth in 37 C.F.R. §1.56, §1.97 and §1.98, Applicants hereby disclose publications known to them which may be material to the patentability of this invention. The publications are listed on the attached Form PTO-1449. Copies of the publications listed on the attached Form PTO-1449 are not provided because they were cited or submitted to the PTO in connection with application serial no. 09/970,033. Kindly acknowledge receipt of this Statement and make the cited references of record in the subject application.

Submission of these publications does not constitute an admission that it is "prior art" under 35 U.S.C. § 102 or § 103, and Applicants specifically reserve the right to antedate any such material as by a showing under 37 C.F.R. § 1.131 or other method.

The above-cited reference is submitted under §1.97(c) and accompanied by the fee of \$180 as set forth in §1.17(p). The Commissioner is authorized to charge the \$180 fee and any other fees which may be required to Deposit Account No. 09-0089. A duplicate copy of this sheet is enclosed

Immunex Corporation
Law Department
51 University Street
Seattle, WA 98101

Respectfully submitted,

Patricia Anne Perkins
Registration No. 34,693

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below

Date:

July 10, 2003

Signed

Elizabeth M. McCarthy
Elizabeth M. McCarthy

09/763498 00000167 090089 09/17/2003 ECHAU1

180.00 DA 09/17/2003 ECHAU1

Form PTO-1449

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

ATTORNEY DOCKET NO.

0315-US

SERIAL NO.

09/763,498

INFORMATION DISCLOSURE CITATION

APPLICANT

John E. Sims and Dirk E. Smith

FILING DATE

May 15, 2001

GROUP

1647

(Use several sheets if necessary)

U.S. PATENT DOCUMENTS

EXAMINER		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	A1	5,449,758	09/12/95	Hartley			
	A2	6,197,551	3/6/01	Busfield			

FOREIGN PATENT DOCUMENTS

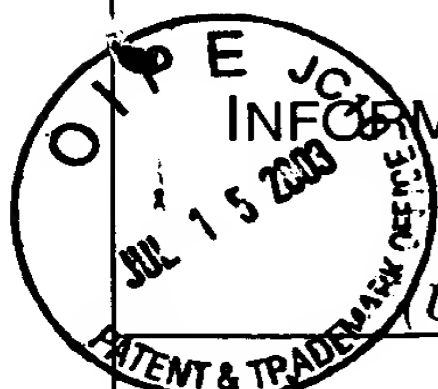
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO
	B1	WO 98/47921	10/29/98	PCT			
	B2	EP 0 855 404A	7/29/98	EP			
	B3	WO 99/37662	7/29/99	PCT			

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	C1	Database EMBL, Entry MMA30324, Accession number AA030324, 1/21/1997, 2125184, Marra et al.
	C2	Dinareello, C.A., "Interlekin-1," <i>Cytokine and Growth Factor Review</i> Vol. 8(4);253-265, 1997

EXAMINER

*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



RECEIVED

JUL 21 2003

TECH CENTER 1600/2900